THE HON'BLE SRI JUSTICE V.ESWARAIAH

W.P.NO.22950 OF 2005

Dt.25.10.2005

Between:

Thupilli Surendranath Reddy s/o.Ramana Reddy,

S.C.No.000882 R/O.Eduru Village, T.P.Gudur Mandal,

Nellore District and 13 others. … Petitioner

And

Southern Power Distribution Company of A.P. Ltd.,

Rep. By its Addl. Asst.Engineer-Operation Section,

T.P.Gudur, Nellore Dist. … Respondents

ORDER:

Heard the learned counsel appearing for the petitioners and the learned Standing Counsel for the respondent.

The case of the petitioners is that they are residents of Eduru Village, T.P.Gudur Mandal, Nellore District and they live on agriculture and to eke out their livelihood they have developed fish ponds in their patta lands and they have obtained service connections more than 20 years back by erecting bore wells and they are regularly paying the electricity consumption charges. While so, different notices have been issued by the respondent on 6.10.2005 and 15.10.2005 informing the petitioners that they are using the service connections contrary to court orders and therefore they

shall remove those service connections within seven days otherwise the Department will disconnect the service connections. It is stated that pursuant to the said notices the petitioners gave a reply through their advocate on 15.10.2005 and one on 17.10.2005 and without considering the said representation the respondent is threatening to disconnect the service connections.

A perusal of the show cause notice goes to show that it does not disclose any particulars of the court orders and there is no mention as to how they are utilizing the service connections contrary to the court orders. Therefore, I am of the opinion that it is just and proper to direct the respondent to consider and dispose of the said representations dated 15.10.2005 and 17.10.2005. Till then, the service connections of the petitioners shall not be disconnected subject to condition that they continue to pay the electricity consumption charges.

Accordingly, the writ petition is disposed of directing the respondent to consider and dispose of the said representations made by the petitioners on 15.10.2005 and 17.10.2005 in accordance with law.

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(V.ESWARAIAH, J.)

25.10.2005

Note: Issue copy by tomorrow

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